



PROPOSED RULE MAKING (RCW 34.05.320)

**CR-102 (7/22/01)
Do NOT use for expedited
rule making**

Agency: **Department of Financial Institutions**

- ☒ Preproposal Statement of Inquiry was filed as WSR 03-23-120 ; or
☐ Expedited Rule Making -- Proposed notice was filed as WSR _____; or
☐ Proposal is exempt under RCW 34.05.310(4).

- ☒ Original Notice
☐ Supplemental Notice
to WSR _____
☐ Continuance of WSR _____

(a) Title of rule: (Describe Subject) **Escrow Agents: RCW 18.44**. New rule regarding periodic reports; Amend WAC 208-680F-020 concerning permissible securities for purposes of RCW 18.44.201; Amend WAC 208-680A-040 – Definitions.

Purpose: A new rule concerning periodic reporting will help the Division monitor compliance with RCW 18.44 and the regulations adopted thereunder. Amendments to WAC 208-680F-020 and 208-680A-040 are needed to clarify the types of securities that may be substituted for the errors and omissions policy required by RCW 18.44.201.

Other identifying information: WAC 208-680E-025, -680F-020, -680A-040

(b) Statutory authority for adoption: RCW 18.44.410

Statute being implemented: RCW 18.44

(c) Summary: See Attached.

Reasons supporting proposal: See Attached.

(d) Name of Agency Personnel Responsible for:	Office Location	Telephone
1. Drafting..... Andrew Ledbetter	150 Israel Road SW, Olympia WA 98501	360-902-8760
2. Implementation.... Helen P. Howell	150 Israel Road SW, Olympia WA 98501	360-902-8760
3. Enforcement..... Martin Cordell	150 Israel Road SW, Olympia WA 98501	360-902-8760

(e) Name of proponent (person or organization): **Department of Financial Institutions, Securities Division** ☐ Private
☐ Public
☒ Governmental

(f) Agency comments or recommendations, if any, as to statutory language, implementation, enforcement and fiscal matters:

(g) Is rule necessary because of:
Federal Law? ☐ Yes ☒ No If yes, ATTACH COPY OF TEXT
Federal Court Decision? ☐ Yes ☒ No Citation:
State Court Decision? ☐ Yes ☒ No

(h) HEARING LOCATION:
Department of Financial Institutions
150 Israel Road SW
Olympia WA 98501

Room 220

Date: October 26, 2004 Time: 9:00 am

Assistance for persons with disabilities: Contact
Darlene Christianson by October 21, 2004

TDD (360) 664-8126 or (360) 902-8760

Submit written comments to:
Andrew Ledbetter
Securities Division
P.O. Box 9033
Olympia WA 98507-9033
FAX (360) 704-6970 By (date) October 19, 2004
E-mail: aledbetter@dfi.wa.gov

DATE OF INTENDED ADOPTION: **October 27, 2004**

CODE REVISER USE ONLY

NAME (TYPE OR PRINT)

Helen P. Howell

SIGNATURE

TITLE

Director

DATE

(COMPLETE REVERSE SIDE)

(j) Short explanation of rule, its purpose, and anticipated effects:

See Attached.

Does proposal change existing rules? ☒ YES ☐ NO

If yes, describe changes:

See Attached.

(k) Has a small business economic impact statement been prepared under chapter 19.85 RCW?

☐ Yes. Attach copy of small business economic impact statement.
A copy of the statement may be obtained by writing to:

telephoning: ()

faxing: ()

☒ No. Explain why no statement was prepared

The proposal does not impose more than minor costs on business.

(l) Does RCW 34.05.328 apply to this rule adoption? ☐ Yes ☒ No

Please explain: *The Department of Financial Institutions is not one of the agencies listed in RCW 34.05.328.*